

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re: Nestor et al. Confirmation No.: 9010  
 Application No.: 10/674,909 Group No.: 1791  
 Filed: September 30, 2003 Examiner: Nguyen, Phu Hoang  
 For: SMOKABLE ROD FOR A CIGARETTE

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

**PETITION AND FEE FOR EXTENSION OF TIME 37 C.F.R. § 1.136(a)**

1. This is a petition for an extension of time for a total period of one month to respond to the Office Action dated December 17, 2008.
  2. Applicant is ☐ a small entity; ☒ other than a small entity.
  3. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)-(a)(5)):
- | Total Months<br><u>Requested</u>              | Fee For Other<br><u>Than Small Entity</u> | Fee for<br><u>Small Entity</u> |
|---|---|--------------------------------|
| <input checked="" type="checkbox"/> one month | \$130.00                                  | \$65.00                        |
| <input type="checkbox"/> two months           | \$490.00                                  | \$245.00                       |
| <input type="checkbox"/> three months         | \$1,110.00                                | \$555.00                       |
| <input type="checkbox"/> four months          | \$1,730.00                                | \$865.00                       |
| <input type="checkbox"/> five months*         | \$2,350.00                                | \$1,175.00                     |

\**Cannot be used to exceed six-month statutory limit for response to an Official Action.*

- ☒ Charge Deposit Account No. 16-0605 for the extension fee.  
☒ All fees are being authorized to be charged to Deposit Account No. 16-0605 when electronically filing  
☒ Charge Deposit Account No. 16-0605 for any fee deficiency.

Respectfully submitted,

/christopher m. humphrey/

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**ELECTRONICALLY FILED USING THE EFS-WEB  
 ELECTRONIC FILING SYSTEM OF THE UNITED STATES PATENT AND  
 TRADEMARK OFFICE ON April 16, 2009.**